

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

Criminal No. 03cr30047-MAP

VIOLATIONS:

21 U.S.C. § 841(a)(1) -
Possession with Intent to
Distribute Cocaine Base
(Count One)

21 U.S.C. § 841(a)(1) -
Possession with Intent to
Distribute Cocaine
(Count Two)

21 U.S.C. § 841(a)(1) -
Possession with Intent to
Distribute and
Distribution of Cocaine
Base (Count Three)

18 U.S.C. §922(g)(1) -
Possession of a Firearm
by a Convicted Felon
(Count Four)

21 U.S.C. § 853 -
Forfeiture Allegation

v.

MELVIN RICHARDSON,
Defendant.

SUPERSEDING INDICTMENT

The Grand Jury charges that:

COUNT ONE: Title 21, United States Code, Section 841(a)(1) -
Possession of Cocaine Base with the Intent to
Distribute

1. On or about September 25, 2003, in the city of
Northampton, in the District of Massachusetts,

MELVIN RICHARDSON,

the Defendant herein, did knowingly and intentionally possess with the intent to distribute a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine, a Schedule II controlled substance.

The possession with the intent to distribute and distribution of cocaine base described in this count of the Indictment involved five grams or more of a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine, a Schedule II Controlled Substance. Accordingly, Title 21, United States Code, Section 841(b)(1)(B)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 841(a)(1).

**COUNT TWO: Title 21, United States Code, Section 841(a)(1) -
Possession of Cocaine with the Intent to
Distribute**

On or about September 25, 2003, in the city of Northampton,
in the District of Massachusetts,

MELVIN RICHARDSON,

the Defendant herein, did knowingly and intentionally possess
with the intent to distribute and distribute a mixture or
substance containing a detectable amount of cocaine powder, a
Schedule II controlled substance.

All in violation of Title 21, United States Code, Section
841(a)(1).

COUNT THREE: Title 21, United States Code, Section 841(a)(1) - Possession with the Intent to Distribute and Distribution of Cocaine Base

On or about October 30, 2003, in the city of Springfield, in the District of Massachusetts,

MELVIN RICHARDSON,

the Defendant herein, did knowingly and intentionally possess with the intent to distribute and distribute a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine, a Schedule II controlled substance.

The possession with the intent to distribute and distribution of cocaine base described in this count of the Indictment involved five grams or more of a mixture or substance containing a detectable amount of cocaine base in the form of crack cocaine, a Schedule II Controlled Substance. Accordingly, Title 21, United States Code, Section 841(b)(1)(B)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 841(a)(1).

COUNT FOUR: Title 18, United States Code, Section 922(g)(1) - Possession of a Firearm by a Convicted Felon

On or about October 30, 2003, in the city of Springfield, in the District of Massachusetts,

MELVIN RICHARDSON,

the Defendant herein, having previously been convicted of a crime punishable by a term of imprisonment exceeding one year, knowingly did possess, in or affecting interstate commerce, the following firearms:

1. One A.A. Arms, Inc. 9 mm pistol, Model AP9, bearing serial number 10157; and
2. One Fratelli Tanfoglio 9 mm pistol, Model TZ75, bearing serial number H32040.

All in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATION
(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offenses alleged in Count Three of this Indictment,

MELVIN RICHARDSON,

defendant herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of the offenses, and any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses including, but not limited to, the following:

A 1996 Mitsubishi Gallant, V.I.N. 4A3AJ46GOTE328170,

2. If any of the properties described in paragraph 1, above, as a result of any act or omission of the defendant -

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853 .

A TRUE BILL

Helen Crean Tauber
FOREPERSON OF THE GRAND JURY

[Signature]
Paul Hart Smyth
Assistant United States Attorney

DISTRICT OF MASSACHUSETTS: August 11, 2005 at 1:25pm
Returned into the District Court by the Grand Jurors and filed.

[Signature]
DEPUTY CLERK OF THE COURT

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Springfield Category No. II Investigating Agency ATF/MARTINCity Springfield Related Case Information:County Hampden Superseding Ind./ Inf. yes Case No. 03-cr-30047
Same Defendant yes New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Melvin Richardson Juvenile ☐ Yes ☒ No

Alias Name _____

Address 170 Oakgrove Avenue, Springfield, MABirth date (Year only): 1965 SSN (last 4 #): 8556 Sex M Race: Black Nationality: _____

Defense Counsel if known: _____ Address: _____

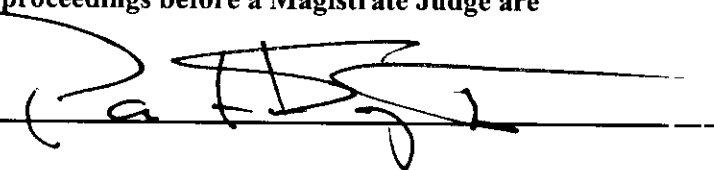
Bar Number: _____

U.S. Attorney Information:AUSA Paul H. Smyth Bar Number if applicable 634600Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**

Arrest Date: _____

☒ Already in Federal Custody as pretrial detainee in Hamden County☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 4

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 8/11/05Signature of AUSA: 

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Melvin Richardson

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Number</u>
Set 1	<u>21:841(a)(1)</u>	<u>Possess. Cocaine Base w/intent to distribute</u>	<u>1,3</u>
Set 2	<u>21:841(a)(1)</u>	<u>Possession of Cocaine w/intent to distribute</u>	<u>2</u>
Set 3	<u>18:922(g)(1)</u>	<u>Possession of a Firearm by a convicted felon</u>	<u>4</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: